

## **REMARKS**

The present invention is a multimedia content delivery system and a process for providing multimedia content from a content provider.

Claims 1-28 stand rejected under 35 U.S.C. §103 has being unpatentable over United States Patent 6,457,640 (Ramachandran) in view of United States Patent 5,979,773 (Findley). These grounds of rejection are traversed for the following reasons.

The Examiner responded to arguments made in the amendment of April 14, 2004 as follows:

The Applicant argues that, Nowhere in the system of the '640 Patent or the '773 Patent is there any disclosure corresponding to the function of the control unit. Specifically, the control unit is recited in claim 1 as being responsive to insertion into said integrated card interface of a user interface card containing second authorization information compatible with first authorization information contained in a host integrated circuit card in said first integrated circuit card interface, for actuating said output device to provide the content of a multimedia file selected by said input device.

The Examiner notes, the '773 patent discloses that the function of the control unit is to provide electronic data access and retrieval, for accessing digital data information by authorized operator/officials of a secured access facility ('773, column 5, lines 10-15).

The system and process of the '773 patent is equivalent to the system and process of the instant application, whereby a first card is encoded with digital data fields representative of predetermined information and a second card includes authorization codes for enabling retrieval of selected information ('773, column 5, lines 16-22).

In the case of the '773 patent the selected information resides on the first card. Page 5 of the instant invention's original specification defines a content provider as possibly a personal computer, a notebook computer, a wireless

personal terminal, or any other processor system having sufficient memory. In the case of the '773 patent the content provider is the first smart card itself whereby the first smart card contains a memory and an integrated circuit chip. An accepted industry-wide definition of a "smart card" is a credit card size device/component containing an embedded microprocessor chip that stores information for retrieval, which information has previously been written therein. In the '773 patent, the ACCESS card A is the key to writing and reading all information stored in the IDENTITY card B.

Independent claim 1 recites:

"A multimedia content delivery system, comprising:  
a content provider having a plurality of multimedia files therein;  
a first integrated circuit card interface for receipt of a host integrated circuit card containing first authorization information;  
a second integrated circuit card interface for receipt of a user integrated circuit card containing second authorization information;  
an input device for selecting a multimedia file from the plurality of multimedia files;  
an output device for providing the content of a selected multimedia file;  
a control unit, responsive to insertion into said second integrated circuit card interface of a user interface card containing second authorization information compatible with first authorization information contained in a host integrated circuit card inserted in said first integrated circuit card interface, for actuating said output device to provide the content of a multimedia file from the content provider selected by said input device under control of information contained in the first and second authorization information; and wherein the content is not provided from the integrated circuit cards."

Independent claim 19 recites:

"A process for providing multimedia content from a content provider, comprising the steps of:  
(a) storing a multimedia file, having the multimedia content, in a storage unit;  
(b) associating first authorization information stored in first integrated circuit card with the multimedia file;  
(c) receiving the first integrated circuit card and a user integrated circuit card containing second authorization

information and if the first authorization information is compatible with the second authorization information;

(d) in response to step (c) with the first and second authorization being determined to be compatible, providing the content of the multimedia file to an output device to provide the multimedia content from the content providing under control of information contained in the authorization information; and wherein the content is not provided from the integrated circuit cards.”

The proposed combination of Ramachandran and Findley, if made, does not teach inter alia the claimed control unit as recited in claim 1 and inter alia step (d) of claim 19.

In the first place the independent claims are limited to the output device providing the content of a multimedia field from the content provider under control of information contained in the first and second authorization information which is recited as being contained or stored in a first integrated circuit card and the user integrated circuit. This subject matter is supported, for example, by paragraph [0054] of the substitute specification and is not disclosed in Ramachandran or Findley alone or in combination which do not describe the output device providing content from a content provider under control of information contained in the first and second authorization information. Moreover the content is recited as not being provided from the integrated circuit cards. Therefore, it is seen that the Examiner's argument regarding content provider of the '773 patent being the first card itself are not applicable to the independent claims.

Moreover, there is no basis why a person of ordinary skill in the art would be lead to make the proposed combination of references and if the

proposed combination of references were made the subject matter of independent claims 1 and 19 would not be achieved. Ramachandran discloses a conventional ATM machine which may also enable purchase of additional content from a digital information source 32 through the entry of a fee from a credit card fed by a card reader 20. See column 6, lines 15-38 and lines 53-67 to column 7, lines 1-2 and lines 11-22 which correspond to the subject matter in provisional application 60/180,490.

The system of Findley has been cited by the Examiner for disclosing a second integrated circuit card which is compatible with first authorization information contained in a host integrated circuit card. However, the utilization of two cards in Findley, which are described as an access card A and a identification card B is for the purpose of permitting retrieving of information by the access card A from the identification card B. See column 5, lines 9-48 and column 6, lines 62-67 through column 7, lines 1-46.

Nowhere in the system of Ramachandran and Findley is there any disclosure corresponding to the function of the control unit as described above including actuating the output device to provide the content of a multimedia file from a content provider under control information containing in the first and second authorization information.

It is submitted that a person of ordinary skill in the art would not consider the electronic data access and retrieval system of Findley, which is utilized for retrieving information from the identification card as illustrated in flowchart form in Figure 6 and is not analogous to the

function of the claimed control unit, to suggest modification of Ramachandran to control the providing of multimedia files selected from a content provider to an output device.

If the proposed combination of Findley and Ramachandran were made, at most what would be obtained would be the retrieving of information from the identification card B to an output device of Ramachandran. This does not meet the claimed control function which requires the providing of information from the content provider under the control of information from the first and second authorization information provided from the first integrated circuit card and the user integrated circuit card with the content not being from the integrated circuit cards.

The dependent claims define more specific aspects of the present invention which are not rendered obvious by the proposed combination of Ramachandran and Findley. It is the Applicant's position that the more specific dependent limitations of the dependent claims are not obvious in combination with the subject matter of the independent claims.

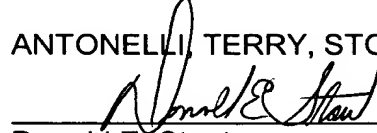
In view of the foregoing amendments and remarks, it is submitted that each of the claims in the application is in condition for allowance.

To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. §1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees,

to Deposit Account No. 01-2135 (0171.39114X00) and please credit any  
excess fees to such Deposit Account.

Respectfully submitted,

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A handwritten signature in black ink, appearing to read "Donald E. Stout", is written over a horizontal line.

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